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*Counsel for Defendants
MP3tunes, Inc. and Michael Robertson*

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

CAPITOL RECORDS, INC., CAROLINE
RECORDS, INC., EMI CHRISTIAN MUSIC
GROUP INC., PRIORITY RECORDS LLC,
VIRGIN RECORDS AMERICA, INC.,
BEECHWOOD MUSIC CORP., COLGEMS-EMI
MUSIC INC, EMI APRIL MUSIC INC., EMI
BLACKWOOD MUSIC, EMI FULL KEEL
MUSIC; EMI GOLDEN TORCH MUSIC CORP.,
EMI LONGITUDE MUSIC; EMI VIRGIN MUSIC,
INC., EMI VIRGIN SONGS, INC., EMI AL
GALLICO MUSIC CORP., EMI ALGEE MUSIC
CORP., EMI FEIST CATALOG, INC., EMI GOLD
HORIZON CORP., EMI GROVE PARK MUSIC,
INC., EMI HASTINGS CATALOG, INC., EMI
MILLS MUSIC, INC., EMI MILLER CATALOG,
INC., EMI ROBBINS CATALOG, INC., JOBETE
MUSIC CO., INC., SCREEN GEMS-EMI MUSIC,
INC., STONE AGATE MUSIC, and STONE
DIAMOND MUSIC,

Plaintiffs,

v.

MP3TUNES, INC. and MICHAEL ROBERTSON,
Defendants.

CIVIL ACTION NO. 07-Civ. 9931 (WHP)
ECF Case

**NOTICE OF DEFENDANT
MICHAEL ROBERTSON'S MOTION
FOR SUMMARY JUDGMENT
ON THE ISSUE OF PERSONAL
JURISDICTION**

PLEASE TAKE NOTICE that, upon the Declarations of Gregory P. Gulia, Michael Robertson, executed on March 2, 2012, and an accompanying memorandum of law, defendant Michael Robertson hereby moves this Court pursuant to Rule 56 of the Federal Rules of Civil Procedure for summary judgment seeking the dismissal of the claims in the Second Amended Complaint of Capitol Records, Inc., Caroline Records, Inc., EMI Christian Music Group Inc., Priority Records LLC, Virgin Records America, Inc., Beechwood Music Corporation, Colgems-EMI Music Inc., EMI Blackwood Music, Inc., EMI Virgin songs, Inc., EMI Al Gallico Music Corp., EMI Algee Music Corp., EMI Feist Catalog, Inc., EMI Gold Horizon Corp., EMI Grove Park Music, Inc., EMI Hastings Catalog, Inc., EMI Mills Music, Inc., EMI Miller Catalog, Inc., EMI Robbins Catalog, Inc., EMI U Catalog, Inc., EMI Unart Catalog, Inc., Jobete Music Co., Inc., Screen Gems-EMI Music, Inc., Stone Agate Music, and Stone Diamond Music against Michael Robertson.

Dated: New York, NY
March 2, 2012

DUANE MORRIS LLP

By: /s/
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